

House Committee on Health and Welfare

Minutes of Meeting
2018 Regular Session
March 28, 2018

I. CALL TO ORDER

Representative Frank A. Hoffmann, chairman of the House Committee on Health and Welfare, called the meeting to order at 9:05 a.m. in Room 5, in the state capitol in Baton Rouge, Louisiana.

II. ROLL CALL

MEMBERS PRESENT:

Representative Lawrence A. "Larry" Bagley
Representative Charles R. Chaney
Representative Kenny R. Cox
Representative Dodie Horton
Representative Marcus L. Hunter
Representative Katrina R. Jackson
Representative Robert A. Johnson
Representative H. Bernard LeBas
Representative Dustin Miller
Representative Helena N. Moreno
Representative J. Rogers Pope
Representative Jerome Richard
Representative Joseph A. Stagni
Representative Julie Stokes
Representative Bob Hensgens, vice chairman
Representative Frank A. Hoffmann, chairman

MEMBERS ABSENT:

None

STAFF MEMBERS PRESENT:

Bethany Blackson, attorney
Drew Murray, legislative analyst
Felicie Jackson, secretary

ADDITIONAL ATTENDEES PRESENT:

Faye Talbot, sergeant at arms
Michaela Wells, sergeant at arms
Nevonda Reed, division director
Malik Smith, committee clerk

III. DISCUSSION OF LEGISLATION**House Bill No. 584 by Representative Stokes**

Representative Stokes presented House Bill No. 584, which provides for licensure of genetic counselors.

Representative Stokes offered amendments in the form of a substitute bill.

Representative Stokes offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Bagley, Chaney, Cox, Horton, Dustin Miller, Moreno, Pope, Richard, Stagni, Stokes, Hensgens, and Hoffmann voted yea.

Alix D'Angelo, 734 Navarre Ave, New Orleans, LA 70124, (504) 715-4162, spoke in support of House Bill No. 584.

Dr. Ashley Hendrix, 1031 Marengo St, New Orleans, LA 70115, (901) 581-4570, spoke in support of House Bill No. 584.

Dr. Duane Superneau, Our Lady of the Lake Genetic Services, 8415 Goodwood Blvd, Baton Rouge, LA 70806, (504) 251-7875, spoke in support of House Bill No. 584.

Dr. Daniel Rupley, Touro Infirmary, 2929 Napoleon Ave, New Orleans, LA 70115, (504) 214-3751, spoke in support of House Bill No. 584.

Representative Stokes offered amendments, which change the number of years a member can serve on the advisory board from four years to no more than two consecutive terms.

Representative Stokes offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Bagley, Chaney, Cox, Horton, Moreno, Pope, Richard, Stagni, Stokes, Hensgens, and Hoffmann voted yea.

Representative Stokes offered a motion to report House Bill No. 584 by substitute. Without objection, House Bill No. 584 was reported by substitute by a vote of 11 yeas and 0 nays. Representatives Bagley, Chaney, Cox, Horton, Moreno, Pope, Richard, Stagni, Stokes, Hensgens, and Hoffmann voted yea.

Witness cards submitted by individuals who did not speak are as follows: 10 in support, 0 in opposition, and 1 for information only. Witness cards are included in the committee records.

House Bill No. 145 by Representative Cox

Representative Cox presented House Bill No. 145, which provides limitations on diagnosing of the disorder commonly known as "Munchausen syndrome by proxy", and on initiation of child welfare proceedings.

Jaime Monic, Louisiana Psychology Board, 8706 Jefferson Hwy, Ste B, Baton Rouge, LA 70809, (225) 925-6511, spoke for information only on House Bill No. 145.

Representative Cox offered amendments which:

1. Delete from proposed law the defined term "bona fide provider-patient relationship" and its corresponding definition and insert in lieu thereof the term "bona fide evaluation".
2. Revise proposed law providing that a diagnosis of factitious disorder imposed on another shall not constitute grounds for an allegation that a child is in need of care to provide instead that the diagnosis shall not constitute grounds for a determination that a child is in need of care.

Representative Cox offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 10 yeas and 0 nays. Representatives Bagley, Chaney, Cox, Horton, Dustin Miller, Moreno, Pope, Richard, Hensgens, and Hoffmann voted yea.

Representative Hensgens offered a motion to report House Bill No. 145 with amendments. Without objection, House Bill No. 145 was reported with amendments by a vote of 10 yeas and 0 nays. Representatives Bagley, Chaney, Cox, Horton, Dustin Miller, Moreno, Pope, Richard, Hensgens, and Hoffmann voted yea.

Witness cards submitted by individuals who did not speak are as follows: 2 in support, 0 in opposition, and 1 for information only. Witness cards are included in the committee records.

House Bill No. 336 by Representative Cox

Representative Cox presented House Bill No. 336, which provides for a single preferred drug list in Medicaid managed care.

Andre Stoler, Access Health Louisiana, 2900 Indiana Ave, Kenner, LA 70005, (504) 353-7914, spoke in support of House Bill No. 336.

Dr. John Vanchiere, Louisiana Chapter American Academy of Pediatrics, 6409 Birnamwood Rd, Shreveport, LA 71106, (318) 865-4860, spoke in support of House Bill No. 336.

Representative Hensgens offered a motion to report House Bill No. 336 favorably. Without objection, House Bill No. 336 was reported favorably by a vote of 11 yeas and 0 nays. Representatives Bagley, Chaney, Cox, Horton, Johnson, LeBas, Dustin Miller, Pope, Richard, Hensgens, and Hoffmann voted yea.

Witness cards submitted by individuals who did not speak are as follows: 10 in support, 0 in opposition, and 0 for information only. Witness cards are included in the committee records.

House Bill No. 334 by Representative Bacala

Representative Bacala presented House Bill No. 334, which provides for implementation of a Medicaid managed long-term services and supports system.

Representative Hensgens offered a motion to voluntarily defer action on House Bill No. 334. Without objection, action on House Bill No. 334 was voluntarily deferred by a vote of 12 yeas and 0 nays. Representatives Bagley, Chaney, Cox, Horton, Jackson, Johnson, LeBas, Dustin Miller, Pope, Richard, Hensgens, and Hoffmann voted yea.

Witness cards submitted by individuals who did not speak are as follows: 28 in support, 69 in opposition, and 0 for information only. Witness cards are included in the committee records.

House Bill No. 158 by Representative Foil

Representative Foil presented House Bill No. 158, which provides relative to admissions to treatment facilities under an emergency certificate.

Dr. William Clark, Louisiana State Coroners, 4030 T B Herndon, Baton Rouge, LA 70807, (225) 389-3047, spoke in support of House Bill No. 158.

Representative Hoffmann offered amendments which:

1. Require physicians issuing emergency certificates to be licensed and permitted by the Louisiana State Board of Medical Examiners.
2. Require physicians covered by liability and exercising the standard of care required for emergency certificates, be licensed or permitted by the Louisiana State Board of Medical Examiners.
3. Make technical changes.

Representative Hoffmann offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 12 yeas and 0 nays. Representatives Chaney, Cox, Horton, Jackson, Johnson, LeBas, Dustin Miller, Moreno, Pope, Richard, Hensgens, and Hoffmann voted yea.

Representative Jackson offered a motion to report House Bill No. 158 with amendments. Without objection, House Bill No. 158 was reported with amendments by a vote of 12 yeas and 0 nays. Representatives Chaney, Cox, Horton, Jackson, Johnson, LeBas, Dustin Miller, Moreno, Pope, Richard, Hensgens, and Hoffmann voted yea.

Witness cards submitted by individuals who did not speak are as follows: 4 in support, 0 in opposition, and 0 for information only. Witness cards are included in the committee records.

House Bill No. 128 by Representative Jay Morris

Representative Jay Morris presented House Bill No. 128, which requires legislative authorization for any waiver of SNAP work requirements for able-bodied adults without dependents.

Representative Hoffmann offered amendments, which make technical changes.

Representative Hoffmann offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 13 yeas and 0 nays. Representatives Bagley, Chaney, Cox, Horton, Jackson, Johnson, LeBas, Dustin Miller, Moreno, Pope, Richard, Hensgens, and Hoffmann voted yea.

Sammy Guillory, Department of Children and Family Services, 627 N 4th St, Baton Rouge, LA 70802, (225) 342-3961, spoke for information only on House Bill No. 128.

Tanesha Morgan, Legislative Fiscal Office, 900 N 3rd St, Baton Rouge, LA 70802, (225) 342-7996, spoke for information only on House Bill No. 128.

Representative Pope offered a motion to report House Bill No. 128 with amendments, to which Representative Dustin Miller objected. The secretary called the roll, and the motion failed to pass by a vote of 6 yeas and 8 nays. Representatives Bagley, Horton, Pope, Richard, Hensgens, and Hoffmann voted yea. Representatives Chaney, Cox, Hunter, Jackson, Johnson, LeBas, Dustin Miller, and Moreno voted nay.

Representative Hoffmann offered a motion to voluntarily defer action on House Bill No. 128. Without objection, action on House Bill No. 128 was voluntarily deferred by a vote of 14 yeas and 0 nays. Representatives Bagley, Chaney, Cox, Horton, Hunter, Jackson, Johnson, LeBas, Dustin Miller, Moreno, Pope, Richard, Hensgens, and Hoffmann voted yea.

Witness cards submitted by individuals who did not speak are as follows: 0 in support, 2 in opposition, and 0 for information only. Witness cards are included in the committee records.

House Bill No. 281 by Representative Moreno

Representative Moreno presented House Bill No. 281, which authorizes nursing home residents or their qualified surrogates to have monitoring devices installed in those residents' rooms.

Representative Hensgens is in the chair.

Lucie Titus, 117 Ondine Lane, Slidell, LA 70458, (985) 649-6678, spoke in support of House Bill No. 281.

Representative Hoffmann is in the chair.

Susan Meyers, Advocacy Center, 8325 Oak St, New Orleans, LA 70118, spoke in support of House Bill No. 281.

Andrew Mull, Association of Retired Persons, 301 Main St, Baton Rouge, LA 70802, (225) 376-1157, spoke in support of House Bill No. 281 and provided a handout, Exhibit A, which is included in the committee records.

Mark Berger, Louisiana Nursing Home Association, 7844 Office Park Blvd, Baton Rouge, LA 70809, (225) 927-5642, spoke in opposition to House Bill No. 281.

Representative Moreno offered amendments, which change the lead author of House Bill No. 281 from Representative Moreno to Representative Talbot.

Representative Moreno offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 11 yeas and 0 nays. Representatives Bagley, Chaney, Cox, Horton, Jackson, LeBas, Dustin Miller, Moreno, Pope, Hensgens, and Hoffmann voted yea.

Representative Horton offered a motion to report House Bill No. 281 with amendments, to which Representative Bagley objected. The secretary called the roll, and House Bill No. 281 was reported with amendments by a vote of 9 yeas, 1 nays, and 1 abstention. Representatives Chaney, Cox, Horton, Jackson, LeBas, Dustin Miller, Moreno, Pope, and Hensgens voted yea. Representative Bagley voted nay. Representative Hoffmann abstained.

Witness cards submitted by individuals who did not speak are as follows: 19 in support, 69 in opposition, and 0 for information only. Witness cards are included in the committee records.

House Bill No. 627 by Representative Lyons

Representative Lyons presented House Bill No. 627, which authorizes the recommendation of medical marijuana for treating certain health conditions of persons with autism.

Katelyn Castleberry, 1512 Homestead Ave, Metairie, LA 70005, (504) 331-0343, spoke in support of House Bill No. 627.

Jacob Irving, 18541 Bay Ridge Court, Baton Rouge, LA, 70817, (225) 486-5743, spoke in support of House Bill No. 627.

Jacqueline Phelps, Louisiana Veterans for Medical Cannabis, 1184 N Portage Hwy, Arnaudville, LA 70522, (337) 739-1322, spoke in support of House Bill No. 627.

Dr. John Vanchiere, Louisiana Chapter American Academy of Pediatrics, 6409 Birnamwood Rd, Shreveport, LA 71106, (318) 458-5309, spoke in opposition to House Bill No. 627.

Dr. James Smith, 191 Hwy 22 E, Madisonville, LA 70447, (985) 264-3116, spoke in support of House Bill No. 627.

Representative Cox offered amendments, which stipulate that no physician shall recommend or prescribe medical marijuana for treatment of any condition associated with autism spectrum disorder for a patient who is under the age of 18 unless the physician is a pediatric subspecialist licensed by the La. State Board of Medical Examiners and credentialed by the La. Board of Pharmacy, and make technical changes.

Representative Cox offered a motion to adopt the proposed amendments. Without objection, the amendments were adopted by a vote of 13 yeas and 0 nays. Representatives Bagley, Chaney, Cox, Horton, Hunter, Jackson, Johnson, Dustin Miller, Moreno, Pope, Stagni, Hensgens, and Hoffmann voted yea.

Representative Jackson offered a motion to report House Bill No. 627 with amendments, to which Representative Chaney objected. The secretary called the roll, and House Bill No. 627 was reported with amendments by a vote of 9 yeas and 4 nays. Representatives Bagley, Cox, Hunter, Jackson, Johnson, Dustin Miller, Moreno, Stagni, and Hensgens voted yea. Representatives Chaney, Horton, Pope, and Hoffmann voted nay.

Witness cards submitted by individuals who did not speak are as follows: 11 in support, 3 in opposition, and 1 for information only. Witness cards are included in the committee records.

House Bill No. 461 by Representative Talbot

Representative Hoffmann announced that action on House Bill No. 461, which provides relative to Medicaid financing of nursing home care, was voluntarily deferred.

House Bill No 492 by Representative Bagley

Representative Hoffmann announced that action on House Bill No. 492, which requires that pharmacists report to certain parties when refills of certain psychiatric medications go undispensed, was voluntarily deferred.

IV. OTHER BUSINESS

There was no other business.

V. ANNOUNCEMENTS

There were no announcements.

VI. ADJOURNMENT

The meeting was adjourned at 12:06 p.m.

Respectfully submitted,

Chairman Frank A. Hoffmann
House Committee on Health and Welfare

Date adopted: